

John Bennett - fixedpipeairgap

From: "Richard Moses" <mosesfarm@hughes.net>
To: <jwbennet@gw.dec.state.ny.us>
Date: 5/31/2011 11:55 PM
Subject: fixedpipeairgap

Mr. Bennet,

I have received your letter and will be making changes to my filling system after my next visit to the hardware store.

Thank you.

Richard Moses
Moses Farm
Eagle Bridge, NY

John Bennett - Pesticide Inspection Follow Up Letter

From: John Bennett
To: mosesfarm@hughes.net
Date: 5/31/2011 3:05 PM
Subject: Pesticide Inspection Follow Up Letter
Attachments: fixedpipeairgap1.JPG

Mr. Moses,

Thank you for your letter dated May 22, 2011 in which you addressed compliance issues stemming from my April 28, 2011 letter to you and Brian Primeau's April 20, 2011 pesticide inspection at your farm. The Sniper Insecticide registration issue appears to be satisfied but the anti-siphon device/fixed pipe air gap issue remains unresolved. Apparently the Merrill check valve you installed does not meet the criteria for the New York State Department of Health's approved back flow prevention devices described at the following web site:

http://www.health.state.ny.us/environmental/water/drinking/cross/approved_backflow_prevention_devices_fact_sheet.htm .

Therefore, I suggest you add a fixed pipe air separation device to the water supply hose closest to your spray tank. Brian Primeau explained how a one of these could be constructed using simple PVC attachments and adapters. A picture of one of these devices is attached for your information. Additional information about back flow prevention can be found at <http://www.dec.ny.gov/regulations/23471.html> .

Thank you for your time. Please send me a follow up e-mail so I know you received this information.

John W. Bennett
Pesticide Program Manager
NYSDEC Region 5
232 Golf Course Road
Warrensburg, NY 12885
518-623-1200
Fax- 518-623-1311

May 22, 2011

Mr. John W. Bennett
Pest Management- Region 5
232 Golf Course Road
Warrensburg, NY 12885

Dear Mr. Bennett,

In response to paragraphs 1 and 2 of letter dated April 28, 2011, the following has been done.

Paragraph 1: An approved anti-siphon device (check valve) has been installed.(see photos)

Paragraph 2: The Sniper EPA Registration number reflected on our Inventory List represented a product that is no longer used on this farm. The label was not discarded when the product was used up. This product was only used in a legal manner for the duration of its time on our farm. The Sniper that we currently have in stock is shown in the enclosed pictures. The correct EPA Registration number should have read 34704-858, as shown in the pictures.

Sincerely,

A handwritten signature in cursive script that reads "Richard A. Moses".

Richard Moses/ Moses Farm



RESTRICTED USE PESTICIDE

Toxic to fish and aquatic organisms.

For retail sale to and use only by certified applicators, or persons under their direct supervision and only for the uses covered by the certified applicator's certification.

SNIPER

Insecticide/Miticide

ACTIVE INGREDIENT:

Bifenthrin: (2-methyl-1,1'-biphenyl-3-yl) methyl 3-(2-chloro-3,3,3-trifluoro-1-propenyl)-2,2-dimethyl-cyclopropanecarboxylate*

BY WT.

25.0%

OTHER INGREDIENTS**:

TOTAL

75.0%

100.0%

*Cis isomers 97% minimum, trans isomers 3% maximum.

**Contains petroleum distillates.

This product contains 2 pounds active ingredient per gallon.

Bifenthrin U.S. Patent No. 4,238,505

**KEEP OUT OF REACH OF CHILDREN
WARNING—AVISO**

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand this label, find someone to explain it to you in detail.)

FORMULATED FOR



P.O. BOX 1286

GREELEY, COLORADO 80632-1286

EPA REG. NO. 34704-858

EPA EST. NO. 34704-MS-002

NET CONTENTS 1 GAL. (3.78 L)



0 21077 40224 5

26048

IHT

110308 V1D 11Y08

This product contains 2 pounds active ingredient per gallon.

**KEEP OUT OF REACH
WARNING—**

Si usted no entiende la etiqueta, busque a alguien para que se la explique a usted en detalle. (If you do not understand this label, find someone to explain it to you in detail.)

EPA REG. NO. 34704-858

EPA EST. NO. 34704-MS-002

NET CONTENTS 1 GAL. (3.78 L)

26048

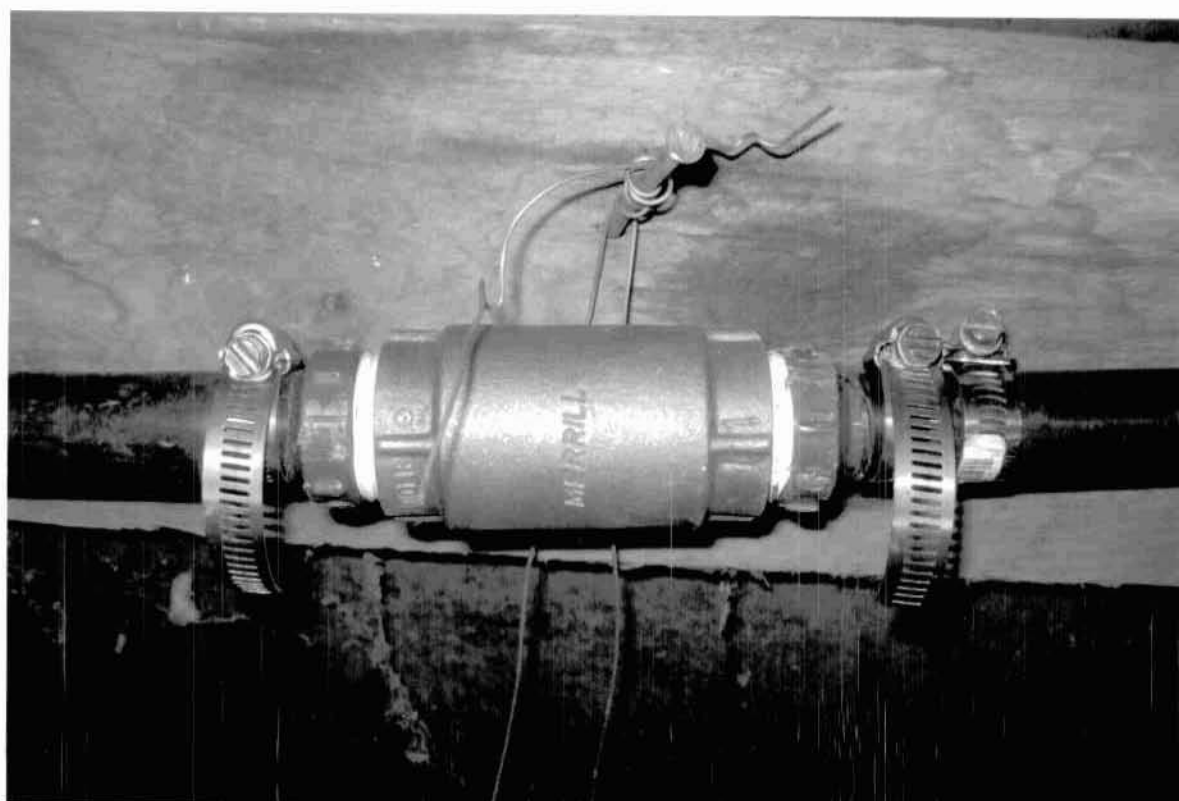
IHT

110308 V1D 11Y08

0

21077





COMPLIANCE VERIFICATION AFFIDAVIT

STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

In the Matter of Richard Moses, Moses Farm

Respondent.

Richard Moses, being duly sworn, hereby declares that I am the
Respondent in the above-captioned matter, and that I have complied with the requirements of
paragraphs 1 and 2 of the compliance letter dated April 28, 2011

Richard Moses
Signature of Respondent

OWNER
Title of Officer or Representative

Subscribed and sworn to before me
On this 24th day of May, 2011

Paula M. Meerwarth

Notary Public **PAULA M. MEERWARTH**
Notary Public, State of New York
County of Washington Reg. No. 01ME6073146
Commission Expires 04/15/14

List here any attachments being provided with this document:

PHOTOS

LETTER

New York State Department of Environmental Conservation
Division of Materials Management, Region 5
Bureau of Pest Management
232 Golf Course Road, Warrensburg, New York 12885
Phone: (518) 623-1200 • Fax: (518) 623-1311
Website: www.dec.ny.gov



Joe Martens
Commissioner

April 28, 2011

Mr. Richard Moses
Moses Farm
43 Grandma Moses Road
Eagle Bridge, NY 12057

Re: Moses Farm
White Creek (T), Washington (Co.)

Dear Mr. Moses:

On April 20, 2011, pest management staff inspected the use of pesticides at Moses Farm located in the Town of White Creek, Washington County. As a result of this inspection, the following issues were identified:

1. An approved anti-siphon device or fixed pipe air gap was not utilized when filling spray tanks with water.
2. Staff checked the registration status of the pesticides listed on your chemical inventory sheet. One product, Sniper Insecticide (EPA Reg. No. 10163-180-34704, registration suspended on March 31, 2002) was no longer registered and can't be used.

6 NYCRR 325.2(c) states: "All equipment containing pesticides and drawing water from any water source shall have an effective anti-siphon device to prevent backflow.

ECL 33-1301(1)(a) states: "It shall be unlawful for any person to distribute, sell, offer for sale or use within this state... a. Any pesticide which has not been registered pursuant to the provisions of this article.."

At the close of the inspection, Pesticide Control Specialist 1 Brian Primeau provided you with a copy of the law and regulations relating to pesticides, a pesticide resource sheet and a private applicator recordkeeping form. Information on anti-siphon devices and back flow prevention can be found at <http://www.dec.ny.gov/regulations/23471.html> .

Since there are currently no legal uses for the unregistered pesticide listed above, it must be properly disposed of by utilizing a New York State licensed hazardous waste hauler or by returning it to the distributor and/or manufacturer. Attached is a list of Environmental firms you can contact regarding disposal costs and options. Those firms listed under HM (hazardous materials) and WH (waste hauler) may handle pesticides. There may also be a CleanSweep NY program in the Fall of 2011 where this pesticide can be disposed of free of charge. For more information on this program or other hazardous waste collection days please contact 1-877-793-3769, 1-800-462-6553 or visit <http://www.cleansweepny.org> .

Richard Moses
April 28, 2011
Page 2.

Within **30 days** of receipt of this letter, submit a signed and notarized Compliance Verification Affidavit (located at the end of this document) to the Department certifying compliance issues described in numbered paragraphs 1 and 2 have been corrected and/or what steps will be taken to correct them include supporting documentation. This confirmation should be addressed to:

NYS Department of Environmental Conservation
Attention: Mr. John W. Bennett
Pest Management - Region 5
232 Golf Course Road
Warrensburg, NY 12885

If you have any questions about this notice or should you wish to discuss this matter further, please contact me at (518) 623-1200.

Sincerely,

A handwritten signature in dark ink, appearing to read "John W. Bennett", written in a cursive style.

John W. Bennett
Pesticide Control Specialist 2

JWB

COMPLIANCE VERIFICATION AFFIDAVIT

STATE OF NEW YORK
DEPARTMENT OF ENVIRONMENTAL CONSERVATION

In the Matter of Richard Moses, Moses Farm

Respondent.

_____, being duly sworn, hereby declares that I am the
Respondent in the above-captioned matter, and that I have complied with the requirements of
paragraphs _____ of the compliance letter dated _____

Signature of Respondent

Title of Officer or Representative

Subscribed and sworn to before me
On this _____ day of _____, 20____

Notary Public

List here any attachments being provided with this document:



NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
DIVISION OF SOLID AND HAZARDOUS MATERIALS • BUREAU OF PESTICIDES MANAGEMENT
www.dec.state.ny.us

☒ NOTICE OF INSPECTION ☐ USE/MISUSE INSPECTION

INSPECTION #	04201140601	DATE	APRIL 20, 2011	TIME	1:15 <input checked="" type="checkbox"/> AM <input type="checkbox"/> PM	REGION	5
NAME OF INDIVIDUAL	RICHARD MOSES			TITLE			
				OWNER			
NAME OF FIRM (Note if corporation, partnership, dba, etc)	MOSES FARM						
ADDRESS This is the address of the:	43 GRANDMA MOSES ROAD						
<input checked="" type="checkbox"/> INSPECTION SITE <input checked="" type="checkbox"/> FIRM <input checked="" type="checkbox"/> INDIVIDUAL							
CITY / VILLAGE	EAGLE BRIDGE			STATE	N.Y.		ZIP
						12057	
TOWNSHIP	WHITE CREEK		COUNTY	WASHINGTON		PHONE	
						CELL 518-683-0067	

REASON FOR INSPECTION

- ☐ For the purpose of inspecting and obtaining samples of any pesticides or devices packaged, labeled and released for shipment, samples of any containers or labeling for such pesticides or devices in places where pesticides or devices are produced, or held for distribution or sale.
- ☒ For the purpose of inspecting and obtaining samples of mandated records.
- ☒ For the purpose of inspecting the use of pesticides and sampling pesticides in use to determine if they are being used in compliance with appropriate laws and rules and regulations.
- ☒ For the purpose of inspecting sites where pesticides are being used to collect data on the use of pesticides and to determine whether pesticides are being used in compliance with appropriate laws and rules and regulations.
- ☒ Other EPA WORKER PROTECTION STANDARD

VIOLATION SUSPECTED

CONSENT USE/MISUSE

Voluntary Consent Necessary to Enter for Inspection and/or Sampling.

- ☒ The undersigned hereby voluntarily consents to an inspection of PREMISES of which I am the owner, Agent, or Person-in-Charge, for the purposes of gathering information and/or samples in connection with the administration and enforcement of Article 33 and Section 15-0313 of the Environmental Conservation law relating to pesticides. I understand that I have the right to refuse consent to this entry.

SIGNATURE	Richard L. Moses	TITLE	OWNER	DATE	4/20/10
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This inspection is being performed under authority granted by Article 33 and Section 15-0313 of Article 15 of the Environmental Conservation law relating to pesticides and the Federal Insecticide, Fungicide and Rodenticide Act as amended (7 U.S.C. 136 et seq.).

INSPECTOR INFORMATION

NAME	BREAN A. PRIMEAU	TITLE	PESTICIDE CONTRL SPEC 1	ID NUMBER	406	PHONE NUMBER	518-623-1267
SIGNATURE	B. A. Primeau	OFFICE LOCATION	232 GOLF COURSE RD WARRENSBURG NY 12885	ACCOMPANIED BY			



INSPECTION REPORT COVER SHEET

Inspection #: <u>04201140601</u>	Name of Person Contacted: <u>RICHARD MOSES</u>
Name of Business: <u>MOSES FARM</u>	Official Position: <u>OWNER</u>
Street Address: <u>43 GRANDMA MOSES ROAD</u>	Post Office Address:
City/State/Zip Code: <u>EAGLE BRIDGE, NY. 12057</u>	City/Village/Township: <u>WHITE CREEK</u>
Telephone Number: <u>Cell 518-683-0067</u> <u>686-7428</u>	County: <u>WASHINGTON</u>

Inspector's Initials	Name of Inspection Form	Form Number
<u>BAP</u>	Notice of Inspection	NOI
<u>BAP</u>	Pesticide Applicator/Business/Use Inspections	USE
<u>BAP</u>	Worker Protection Standard Inspection	WPS
	Liquid Termiticide Use Checklist	TER
	Ornamental and Turf Checklist	T&O
	Voluntary Statement	VOL
	Receipt for Samples	SAM
	Market Place/Restricted Dealers Records Inspection	MKT
	Market Place/Restricted Dealer Records Inspection Continuation Sheet	MPC
	Quarantine Order	QRN
	Quarantine Order Release	QOR
	Experimental Use Permit Checklist	EUP
	Authorization for Medical Record Disclosure	MED
<u>BAP</u>	<u>ECL ARTICLE 33 & 6NYCRR PART 325</u>	
	<u>PESTICIDE RESOURCE SHEET & ^{PRIVATE APP.} RECORD KEEPING FORM</u>	

Inspector's Signature: B. A. Q. Number: 406 Date: 4/20/2011

Inspection Acknowledgment: I acknowledge receiving a copy of the above listed inspection documents initialed by the inspector.

Signature: Richard Moses Date: 4/20/2011

Print Name: Richard A. Moses



PESTICIDE APPLICATOR/BUSINESS/USE INSPECTIONS

INSPECTION NUMBER 04201140601		FIRM/FACILITY/PERSON INTERVIEWED MOSES FARM / RICHARD MOSES		EQUIPMENT TYPE/SIZE AIR BLAST 170gal	
TYPE OF INSPECTION: <input type="checkbox"/> Business/Agency <input checked="" type="checkbox"/> Applicator <input type="checkbox"/> Non-agricultural use <input checked="" type="checkbox"/> Agricultural use		SITE OF INSPECTION 43 GRANDMA MOSES ROAD EAGLE BRIDGE NY. 12057		BOOM 106gal BACKPACKS 3-4gal	
BUSINESS REG. NO./EXPIRATION DATE N/A		INSURANCE COMPANY/EXPIRATION DATE N/A			
APPLICATOR NAME/CERTIFICATION TYPE RICHARD MOSES (PRIVATE APP.)		CERTIFICATION ID P5715503		CATEGORY/EXPIRATION 23/12/21/2014	
				SUPERVISED BY N/A	
DATE/TIME/WEATHER CONDITIONS DURING APPLICATION ① 4/14/11 ② 6/30/2010		CROP ① SW. CORN ② BEANS GREEN & YELLOW		SITE/SIZE ① 4 ACRES (20 gal H₂O) ② 2 ACRES	
				TARGET PESTS ① WEEDS CRABGRASS ② LEAF HOPPERS	
PESTICIDE NAME/EPA REG NO.		METHOD OF APPLICATION		CLASSIFICATION	
① LUMAX (100-1152)		BROADCAST		RUP	
② LANNATE SP (352-342)		AIR BLAST		RUP	
FORMULATION		LABEL RATE		OBSERVED RATE	
LIQUID		25-3gts/ACRE		2.5gal/4 ACRES	
POWDER		1/4-1 lb/ACRE		1 pound/2 ACRES	
LABEL/EQUIPMENT REQUIREMENTS		REFERENCE SECTION		Yes No NA	
Label Rate Followed		325.2(b)		<input checked="" type="checkbox"/>	
Target Pests on Label		325.2(b)		<input checked="" type="checkbox"/>	
PPE/Cautionary Labeling Followed		325.2(b)		<input checked="" type="checkbox"/>	
Preharvest Interval/REI per Label		325.2(b)		<input checked="" type="checkbox"/>	
Crop/Area Treated per Label		325.2(b)		<input checked="" type="checkbox"/>	
Pesticide Containers Properly Labeled		33.1301(1)(b)		<input checked="" type="checkbox"/>	
Service Containers Properly Labeled		33.1301(1)(b)		<input checked="" type="checkbox"/>	
Containers Properly Rinsed and Disposed		325.4(a)		<input checked="" type="checkbox"/>	
Backflow Prevention/Air Gap Present		325.2(c) NOT FURN		<input checked="" type="checkbox"/>	
Proper Stickers on Equipment/Vehicles		325.26		<input checked="" type="checkbox"/>	
Equipment Properly Calibrated ANNUAL				<input checked="" type="checkbox"/>	
Storage Locked/Containers Secure NOT LOCKED				<input checked="" type="checkbox"/>	
Warning Signs Posted				<input checked="" type="checkbox"/>	
Location of Container Disposal: DUMPSTER				<input checked="" type="checkbox"/>	
Location of Pesticide Storage: TOOL SHED				<input checked="" type="checkbox"/>	
Water Source: POINT WELL				<input checked="" type="checkbox"/>	
Pesticide Mixing Area: NEAR PESTICIDE STORAGE.				<input checked="" type="checkbox"/>	
APPLICATOR REQUIREMENTS		REFERENCE SECTION		Yes No NA	
Apprentices Properly Supervised		325.7(d)		<input checked="" type="checkbox"/>	
Apprentices Trained/Documented		325.10(a)		<input checked="" type="checkbox"/>	
Apprentice Variance Approved		325.10(b)		<input checked="" type="checkbox"/>	
I. D. Card in Possession During Use		325.7(a)		<input checked="" type="checkbox"/>	
Label in Possession During Use		325.2(d)		<input checked="" type="checkbox"/>	
Notification Requirements Met		33-0905(5)		<input checked="" type="checkbox"/>	
REPORTS/RECORDS		33-1205(1)		Yes No NA	
EPA Reg. No.				<input checked="" type="checkbox"/>	
Product Name				<input checked="" type="checkbox"/>	
Quantity				<input checked="" type="checkbox"/>	
Date Applied				<input checked="" type="checkbox"/>	
Address				<input checked="" type="checkbox"/>	
Place of Application				<input checked="" type="checkbox"/>	
Dosage Rate AMT & ACRES				<input checked="" type="checkbox"/>	
Method of Application				<input checked="" type="checkbox"/>	
Target Organism/Crop Treated				<input checked="" type="checkbox"/>	
Records Kept 3 Years				<input checked="" type="checkbox"/>	
REMARKS: UAP - JAM MATTHEWS IS SUPPLIER					
EPA WPS WORKERS PRESENT - ANGEL ALEXIS CRUZ & ARNOLDO GOMEZ					
INSP. ENDED @ 2:30 PM					
INSPECTOR'S SIGNATURE RAM					
DATE AND TIME INSPECTED APRIL 20, 2011					

NYS Department of Environmental Conservation URPCP CHECKLIST To be used with NAUO, CAR, and RDR inspections

Inspect Type	Question/Action	Y	N	N A	Remarks
ALL*	1. Opening conference.	✓			
	2. Inspection of pesticide storage area:	✓			
	a Any pesticides on hand that seem inappropriate for establishment or site?		✓		
	b Are there supplies of clean household containers that could be filled with pesticides and left with customer/tenants?		✓		
	c Any pesticides in unlabeled packaging or "household" packaging?		✓		
	d Are restricted use pesticides in storage?	✓			
	e Are there security measures in place to prevent unauthorized entrance and use of pesticides?		✓		
	f Have any pesticides been stolen/pilfered from inventory - particularly RU or agricultural ones?		✓		
CAR	1. All CAR inspections - conduct review of Applicator records.	✓			
	a Structural Related: Any structural applications of seemingly inappropriate pesticides?			✓	
	b Agricultural Related: Has methyl parathion been used in the last year?		✓		
	Any discrepancies between amount of RU pesticides purchased and applied, or undocumented returns?		✓		
RDR	1. Is this establishment engaged in the retail sale of methyl parathion?			↑	
	2. Do purchasers produce a commodity on which the pesticide is used?				
	a Have all sales of RUPs been made to either:				
	A person who is certified to use it ?				
	An individual under the direct supervision of a currently certified applicator authorized to use the product?				
	3. Have there been sales of methyl parathion EC in the past two years?				
	a What methyl parathion products in particular does the dealer sell? _____				
	b What crops are the products used on? _____				
	4. If this is not a methyl parathion emulsifiable concentrate dealer, have any of the other ag pesticides referenced in attachment "5A" of URPCP Protocol been sold for the past few years?				
	a If not, have any other agricultural pesticides, particularly RU ones, been sold?				
	5. Does the dealer conduct audits of its pesticide inventory? How often? _____				
	6. Has there ever been an unexplained discrepancy between the amount of methyl parathion or other ag use pesticide in inventory and amount that inventory records indicate should be there?				
	a What was the pesticide?				
	b Was the discrepancy resolved as 1) bookkeeping error? or 2) was theft suspected?				
	7. Has methyl parathion or any RU agricultural pesticide been stolen from inventory? If yes, document particulars (i.e., person's name, the intended use of pesticide) and ask for a copy of any police report, report to the insurance company or other information relating to the theft.				
ALL*	3. Closing conference.	✓			

* When only conducting an NAUO inspection, these blocks of questions/actions are the only ones that need to be covered.

4/99

WORKER PROTECTION STANDARD INSPECTION

Inspection # <u>04201140601</u>	Date: <u>4/20/11</u>	Unannounced <input checked="" type="checkbox"/> Appointment <input type="checkbox"/>	Tier I <input checked="" type="checkbox"/> or Tier II <input type="checkbox"/>
Information About the Establishment NAME: <u>MOSES FARM / RICHARD MOSES</u>			
Type (circle all applicable): <u>Farm</u> <u>Greenhouse</u> Nursery Research Forest	Approx. total area (acres): <u>90</u>		
Principal crops: <u>SWEET CORN, TOMATOES, POTATOES PEPPERS BERRY</u>	# of certified applicators: <u>1</u>		
Who directs/controls pesticide use? <u>RICHARD MOSES (OWNER)</u>	Who applies pesticides? (circle all applicable) <u>Owner</u> Employee Custom Applicator		
Information About the Establishment's Workers and Handlers Note: In this block, estimates provided by the establishment are sufficient.			
# at establishment at date of this inspection:	workers <u>2</u>	handlers <u>1 owner</u>	# of permanent employees:
1. # present during last pesticide application:	<u>4</u>	<u>1</u>	# of seasonal employees:
2. or for the last 30 days: (circle one)			<u>24 @ peak</u> <u>↳ Late July / August</u>

INFORMATION AT A CENTRAL LOCATION 40 CFR 170.122/135

How to Comply Manual
Page #

- NA ☒ Y ☐ N Is the approved SAFETY POSTER displayed? 19
- NA ☒ Y ☐ N Is EMERGENCY MEDICAL INFORMATION displayed? (name, address & telephone number) 19
- NA ☒ Y ☐ N Is the information LOCATED where it can be readily seen and read by workers & handlers? 19
- NA ☒ Y ☐ N Are workers & handlers INFORMED of the location of the information and allowed ACCESS to it? 20
- NA ☒ Y ☐ N Does the information remain LEGIBLE while posted? 20
- NA ☒ Y ☐ N Is the following APPLICATION INFORMATION displayed? -Location and Description of the treated area; - Product Name; -EPA REG #; - Active Ingredient(s) of the pesticide; -Time & Date of application; - REI (restricted entry interval) 19

Comments (explain NA):

PESTICIDE EXPOSURE INCIDENTS/EMERGENCY ASSISTANCE 40 CFR 170.160

- How are incidents reported for employees who become sick/injured by pesticides? REPORTED TO RICHARD OR KATHY
- NA ☒ Y ☐ N Is prompt transportation to emergency medical facility available for employees who become sick/injured by pesticides? 27
- NA ☒ Y ☐ N Is information provided to medical personnel regarding the pesticide to which employees may have been exposed? 27

Who is the person responsible for providing transportation and pesticide information? RICHARD MOSES

Y ☒ N Have there been any pesticide exposure incidents on this farm? If yes, give details:

Comments (explain NA):

EMPLOYER/CUSTOM APPLICATOR INFORMATION EXCHANGE ☒ NA (no custom applications) 40 CFR 170.124 & 170.224

- NA ☒ Y ☐ N Does the ag establishment notify the custom applicator regarding the location of treated areas and REIs? 26
- NA ☒ Y ☐ N Does custom applicator notify the ag establishment of required application information before the application? 26

How is the information exchanged? When/with whom? f

RAM

PESTICIDE SAFETY TRAINING ASSURANCE 40 CFR 170.130How to Comply Manual
Page #**WORKERS:** (Applies to workers who are NOT certified applicators or trained handlers)

- ☒ NA ☒ Y ☐ N Does Ag Employer ASSURE that workers have been trained within the last five years? 21
- ☒ NA ☒ Y ☐ N Does Ag Employer ASSURE that workers have been trained *before EARLY ENTRY activities* during an REI? 22
- ☒ NA ☒ Y ☐ N Is the Ag Employer able to VERIFY that the required basic PESTICIDE SAFETY INFO. was provided to workers *before entry into any area on an ag establishment where WPS pesticides have been applied within the last 30 days?* 22
- ☒ NA ☒ Y ☐ N Does Ag Employer ASSURE that workers have received the required ADDITIONAL TRAINING *before the sixth day of entry into any area on an ag establishment where WPS pesticides have been applied within the last 30 days?* 22

HANDLERS: (Applies to handlers who are NOT certified applicators or certified crop advisers) 40 CFR 170.230

- ☒ NA ☒ Y ☐ N Does Ag Employer ASSURE that handlers have been trained within the last five years? 22
- ☒ NA ☒ Y ☐ N Does Ag Employer ASSURE that handlers have been trained *before performing any handling task?* 22

How is training verified for both workers and handlers? PROVIDED BY MR MOSES

Comments (explain NA):

PESTICIDE SAFETY TRAINING PROGRAM NA (if workers trained elsewhere) 40 CFR 170.130/230

- ☒ NA ☒ Y ☐ N **WORKERS & HANDLERS:** Is the information presented in a manner that the workers & handlers can understand (such as through a translator & using nontechnical terms & presenter answers questions)? 22
- ☒ NA ☒ Y ☐ N **WORKERS:** Does the PESTICIDE SAFETY INFORMATION meet the criteria listed in 170.130(c)? 23
- ☒ NA ☒ Y ☐ N **WORKERS:** Does the content of the ADDITIONAL TRAINING materials meet the criteria listed in 170.130(d)(4)? 87
- ☒ NA ☒ Y ☐ N Is trainer qualified to train WORKERS? (certified applicator or authorized by DEC) 22
- ☒ NA ☒ Y ☐ N **HANDLERS:** Does the content of the training materials meet the criteria listed in 170.230(c)(4)? 89
- ☒ NA ☒ Y ☐ N Is the trainer qualified to train HANDLERS? (certified applicator or authorized by DEC) 22

Who trains workers/handlers? RICHARD MOSES When/how often? ANNUAL FOR NEW EMPLOYEES

3-4 YEARS FOR RETURNING EMPLOYEES

Comments (explain NA):

DECONTAMINATION SUPPLIES

The employer must adhere to the following decontamination requirements for WORKERS and HANDLERS: 40 CFR 170.112/150/250

- ☒ NA ☒ Y ☐ N Do decontamination sites have soap, single-use towels, and enough water for washing & emergency eye flushing? 24/25
- ☒ NA ☒ Y ☐ N Is the decontamination water of a quality & temperature as required? 24
- ☒ NA ☒ Y ☐ N Is one pint of eye flush water immediately available to handlers using pesticides requiring protective eye wear and to early entry workers when working in areas treated with pesticides requiring protective eye wear for early entry? 25/55
- ☒ NA ☒ Y ☐ N Are the decontamination supplies within 1/4 mile of the work site and out of areas being treated or under REI? 25
- ☒ NA ☒ Y ☐ N Are decontamination supplies provided for workers entering treated areas until 30 days following expiration of the REI? (Exception: Pesticides with a four-hour REI require decontamination supplies for only seven days.) 24
- ☒ NA ☒ Y ☐ N Are decontamination supplies provided for early entry workers during and after early entry? 54/55

The employer must adhere to the following decontamination requirements for HANDLERS: 40 CFR 170.250

- ☒ NA ☒ Y ☐ N Is enough water provided to handlers for washing the entire body in case of an emergency? 24/25
- ☒ NA ☒ Y ☐ N Is one clean change of clothing provided to handlers for use in an emergency? 24
- ☒ NA ☒ Y ☐ N Are decontamination supplies located at the mix/load site? 25
- ☒ NA ☒ Y ☐ N Are decontamination supplies for PILOTS kept in the airplane or at the aircraft loading site? 25
- ☒ NA ☒ Y ☐ N Are handler decontamination supplies kept out of treated areas unless they are in enclosed containers? 25
- ☒ NA ☒ Y ☐ N Are decontamination supplies located where handlers remove PPE for washing thoroughly after handling activities? 25

Comments (explain NA): HANDLER IS OWNER

RAM

ADDITIONAL DUTIES FOR WORKER EMPLOYERS 40 CFR 170.110How to Comply Manual
Page #**RESTRICTIONS DURING APPLICATIONS**

<u>NA</u> <u>Y</u> <u>N</u>	Are <u>workers</u> prohibited in treated areas during application and until REIs have expired?	36
<u>NA</u> <u>Y</u> <u>N</u>	Are <u>workers</u> prohibited in treated areas plus the additional buffer area during application in NURSERIES?	41/42
<u>NA</u> <u>Y</u> <u>N</u>	Are <u>workers</u> prohibited in a GREENHOUSE during application and until ventilation criteria are met?	43-44

NOTICE OF APPLICATIONS TO WORKERS 40 CFR 170.120

<u>NA</u> <u>Y</u> <u>N</u>	Are all GREENHOUSE applications posted with WPS warning signs?	34
<u>NA</u> <u>Y</u> <u>N</u>	Are <u>workers</u> given BOTH oral and posted notification when required by the pesticide label?	33-35
<u>NA</u> <u>Y</u> <u>N</u>	Are <u>workers</u> given notification of applications (EITHER orally or posted) for other applications?	33-35
<u>NA</u> <u>Y</u> <u>N</u>	Are <u>workers</u> told which method will be routinely used at this firm (oral or posted notification)? - circle one	33

Who notifies workers? RICHARD MOSES

<u>NA</u> <u>Y</u> <u>N</u>	Have any early entry activities occurred?
<u>NA</u> <u>Y</u> <u>N</u>	Were workers informed of label restrictions re: early entry?

Posted Warning SignsNA for all

<u>NA</u> <u>Y</u> <u>N</u>	Does the employer use the approved WPS warning signs for posted notification?	34/35
<u>NA</u> <u>Y</u> <u>N</u>	Are the signs posted at all entrances of worker entry to the treated area?	34
<u>NA</u> <u>Y</u> <u>N</u>	Are the signs put up no sooner than 24 hours prior to application?	34
<u>NA</u> <u>Y</u> <u>N</u>	Are the signs removed within three days after the end of the REI?	34
<u>NA</u> <u>Y</u> <u>N</u>	Are the signs posted along the border of any labor camp adjacent to the treated area?	34

Oral WarningsNA for all

<u>NA</u> <u>Y</u> <u>N</u>	Are oral warnings given in a language (s) understood by workers?	35
<u>NA</u> <u>Y</u> <u>N</u>	Do oral warnings include: 1) location & description of treated area; 2) REI; 3) instructions not to enter during the REI?	35

Comments (explain NA):

ADDITIONAL DUTIES FOR HANDLER EMPLOYERS**APPLICATION RESTRICTIONS & MONITORING**NA if no handlers employed 40 CFR 170.210

<u>NA</u> <u>Y</u> <u>N</u>	*Do both <u>the employer & the handler</u> assure that no pesticide is applied (either directly or through drift) so as to contact anyone other than trained and PPE-equipped handlers: How is this verified?	59
<u>NA</u> <u>Y</u> <u>N</u>	Are <u>handlers</u> monitored visually or by voice every two hours when handling SKULL & CROSSBONES pesticides?	59
<u>NA</u> <u>Y</u> <u>N</u>	Does the <u>handler</u> have a continuous visual or voice contact with another trained and PPE-equipped handler when handling a FUMIGANT in a GREENHOUSE?	59

SPECIFIC INSTRUCTIONS FOR HANDLERSNA if no handlers employed 40 CFR 170.232

<u>NA</u> <u>Y</u> <u>N</u>	Does the employer assure that handlers read the label or are informed (in a manner they can understand) about the label requirements for safe use before performing any handling activity?	60
<u>NA</u> <u>Y</u> <u>N</u>	Does the handler have access to the product labeling during handling activities?	60

SAFE OPERATION OF EQUIPMENTNA if no handlers employed 40 CFR 170.234

<u>NA</u> <u>Y</u> <u>N</u>	Is the handler instructed in the safe operation of handling equipment before it is used? By whom?	60
<u>NA</u> <u>Y</u> <u>N</u>	Is handling equipment inspected and repaired before each day of use?	61
<u>NA</u> <u>Y</u> <u>N</u>	Does the employer assure that only trained and PPE-equipped handlers repair, clean or adjust any handling equipment that contains pesticides or pesticide residues?	61

Comments (explain NA): OWNER IS ONLY HANDLER

RAM

PERSONAL PROTECTIVE EQUIPMENT REQUIREMENTS FOR HANDLERS/EARLY ENTRY WORKERS**40 CFR 170.112/240**

- NA Y N Does the employer provide the handler/early entry workers with the appropriate PPE in clean and operating condition? 62
- NA Y N Does the employer assure that instruction on use and cleaning of PPE is given and that it is worn and used correctly? 62
- Who gives instructions and assures use of PPE?
- NA Y N Does the employer assure that PPE is inspected, cleaned, stored properly & repaired or replaced before each day of use? 62
- NA Y N Does the employer assure that filters are replaced on respirators when required? 63
- NA Y N Do handlers/early entry workers have a clean place to store personal clothing, put on PPE and remove PPE after use? 62
- Where is it located?
- NA Y N Is contaminated PPE disposed of properly? 63
- NA Y N Does the employer take appropriate measures to prevent heat-related illness for handlers/early entry workers using PPE? 62
- NA Y N Have handlers refused to wear proper PPE?

From labels of agricultural pesticides documented in an accompanying AUO inspection, list the following (for up to 4 products):

	Product Name	REI	PPE
1	LUMAX	24 HRS	COVERALLS, GATA GLOVES, CHEM RESISTANT FOOTWEAR & APRON
2			
3			
4			

If the label for any of the above products does not include agricultural use requirements - state so above.

Comments (explain NA): HANDLER IS OWNER

WORKER AND HANDLER INTERVIEWS

- Y N Were any workers or handlers interviewed? (circle which were) If no for either, explain why an interview was not conducted.

2 OWNER

FAMILY ESTABLISHMENTS 40 CFR 170.104/110/112/124/224/240

- NA Y N Are employees only spouse, children, stepchildren, foster children, parents, stepparents, foster parents, brothers, sisters? 71
- If NO, skip this section.
- NA Y N Are non-handlers prohibited in treated areas during application and until REIs have expired? 72
- NA Y N Are non-handlers prohibited in treated areas plus the additional buffer area during application in NURSERIES? 72
- NA Y N Are non-handlers prohibited in a GREENHOUSE during application and until ventilation criteria are met? 72/43
- NA Y N Are early entry workers prohibited in treated areas during the first four hours after application? 72
- NA Y N Are early entry workers limited to one hour of work in a 24-hour period in treated areas during the REI? 72
- NA Y N Are early entry workers who perform irrigation and limited contact activities limited to eight hours of work in a 24-hour period? 72
- NA Y N Is the correct PPE for early entry PROVIDED for early entry activities at this firm? 72
- NA Y N Does the handler at this firm wear the label-specified PPE during handling tasks? 72
- NA Y N Is the label-specified PPE for handling activities at this firm PROVIDED? 72
- NA Y N Does this establishment notify commercial handlers regarding location of treated areas and REIs on the establishment? 26
- NA Y N Do commercial handlers notify this establishment of required application information before application takes place? 26

Comments (explain NA):

Additional Comments:

Print name of inspector BRIAN A. PRIMEAU	Print name of person interviewed RICHARD A. MOSES
Signature of inspector [Signature]	Signature of person interviewed [Signature]



WORKER PROTECTION STANDARD AGRICULTURAL WORKER INTERVIEW QUESTIONNAIRE

Inspection # (if interview related to an inspection):	04201140601
Name of Establishment:	MOSES FARM
Date of Interview:	APRIL 20, 2011
# of Workers Interviewed:	2
Were workers accompanied by employers during interview?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Interview Conducted	<input checked="" type="checkbox"/> onsite <input type="checkbox"/> offsite

PESTICIDE SAFETY TRAINING

1. Do you know what a pesticide/poison is? ☒ Yes ☐ No

Ask them to briefly explain. SOMETHING THAT CAN HARM YOU

2. Were you given pesticide-related instructions before you started working on this farm? ☐ Yes ☐ No

3. Did you receive pesticide safety training? ☒ Yes ☐ No

If yes, what type of training did you receive?

☒ movie ☐ flip chart (bring a picture of a flip chart) ☐ lecture ☐ handbook

4. Was the training in your native language? ☐ Yes ☒ No ENGLISH

5. Was an interpreter available during the training? ☒ Yes ☐ No

6. Where did you receive the training? MR. MOSES HOME

7. When did you receive the training? ☒ During work ☐ At lunch ☐ After work?

8. Do you know who trained you? ☒ Yes ☐ No If yes, who? RICHARD MOSES

9. When you were trained, were you taught about how to wear special clothes (PPE) such as gloves, boots, coveralls, mask) ☒ Yes ☐ No

10. When you were trained, were you taught about heat stress (eg. how to know when you've been in the heat for too long, how to avoid heat stress or what to do if you feel sick from it)? ☒ Yes ☐ No

11. (Show sample worker ID card) Were you given a card like this to show that you were trained?
☐ Yes ☒ No

Do you know of any ~~another~~ documentation that proves you received the required training?
☐ Yes ☒ No

12. (Show the safety poster) Where is the safety poster located? ROADSIDE STAND

13. (Show an example of application records) Has anyone ever showed you where these records are kept?
☒ Yes ☐ No If yes, where are they located? NEXT TO THE SAFETY POSTER

NOTIFICATION

14. Do you know where the signs are posted about pesticides that have been used recently?

☐ Yes ☒ No

If yes, where? NO SIGNS ARE POSTED, VERBAL NOTIFICATION ONLY.

Who posts the signs? _____

15. Are posted warning signs placed at entrances to treated areas removed when no longer applicable (within 3 days after the end of an REI)? ☐ Yes ☒ No

16. Are you told about areas that have been treated with pesticides? ☒ Yes ☐ No

How are you told? _____ Signs ☒ Oral warning _____ Both

17. Who tells you when you get oral warnings? RICHARD MOSES

Is it the same person that posts the signs? ☒ Yes ☐ No N/A

When do they post them? N/A

18. Are signs and oral warnings in your native language? ☒ Yes ☐ No OR TRANSLATED

Inspector note how warnings are communicated to non-English speaking workers: TRANSLATOR

19. (Show warning REI sign.) Do you understand what this sign means? ☒ Yes ☐ No

If yes, do you pay attention to the warning signs and not enter or cross the fields? ☒ Yes ☐ No

20. Are you told when to stay out of treated areas? ☒ Yes ☐ No

21. Are the labels for the pesticides available for you to read? ☒ Yes ☐ No

A. Are the labels in a language you can understand? ☒ Yes ☐ No

B. Where is this information? PESTICIDE STORAGE AREA

C. Is this information always available to you? ☒ Yes ☐ No

DECONTAMINATION SUPPLIES

22. Is there ☒ water ☒ paper towels ☒ soap, available all day?

If so, where? _____

Is this location more than 1/4 mile from the work site? ☐ Yes ☒ No (Inspector verify, if worker does not know.)

23. Is there drinking water available? ☒ Yes ☐ No

If yes, is it separate from the wash water? ☒ Yes ☐ No

EARLY ENTRY

24. Have you ever entered a field or an area of a greenhouse soon after you saw a pesticide being sprayed or were you ever told to enter such an area soon after a pesticide was used? ☐ Yes ☒ No

A. If yes, were you informed about safety information pertaining to the pesticide, such as precautions, first aid, signs & symptoms of poisoning, necessary PPE?

Or,

If you are able to read and understand pesticide labels, given access to a legible copy of the pesticide label allowed to read it for yourself?

☐ Yes ☐ No

B. If yes, were you given special clothing to wear? ☐ Yes ☐ No

C. If you did enter such an area, why? _____

HANDLER TASKS

25. In the past year, have you ever worked with pesticides to do any of the following?

✓ Y/N	mixing pesticides	adding to pesticide sprayers	applying pesticides to crops	repair or clean a pesticide sprayer	other activity (briefly describe)
Yes					
No	✓	✓	✓	✓	✓

If yes, were you trained in doing that work before you did it? ☐ Yes ☐ No

EXPOSURE INCIDENTS

26. Do you know that pesticides can hurt you if they get on your skin or clothing? ☒ Yes ☐ No

27. Do you take pesticide containers home with you? ☐ Yes ☒ No

A. If yes, what do you use them for? N/A

B. Are chemicals ever in the containers? ☐ Yes ☒ No N/A

28. Have you ever felt as though pesticides/poisons have made you sick after working in the fields?

☐ Yes ☒ No

If yes, what were your symptoms? _____

29. Were you ever directly sprayed/dusted by pesticides? ☐ Yes ☒ No

If yes, approximately when and how did this happen? _____

30. Did you ever miss work because of being ill from pesticides? ☐ Yes ☒ No

If yes, when and where did this occur? _____

31. Did you tell your employer or foreman about your pesticide exposure? ☐ Yes ☐ No N/A

Did your employer or foreman take you to the hospital or clinic? ☐ Yes ☐ No N/A

32. Do you know whether other workers got ill from or sprayed by pesticides? ☐ Yes ☒ No

EMERGENCY ASSISTANCE

33. Do you know where to go on your farm/greenhouse to get information about the closest hospitals/clinics (facility's name, phone number, address)? ☒ Yes ☐ No

A. Where is the information? ON SAFETY POSTER

B. Is this information always available? ☒ Yes ☐ No

34. Do you know who to contact on the farm/greenhouse if you have a medical emergency while working? ☒ Yes ☐ No

35. Do you know who would take you to the hospital/clinic if you were sick from pesticides? ☒ Yes ☐ No

36. How do you or the employer report pesticide-related illnesses? REPORTED DIRECTLY TO
RICARDO OR KATHY ROSES

RETALIATION

37. Have you ever been told to do something with pesticides on the farm (greenhouse, etc) that you thought you should not do? ☐ Yes ☒ No

38. Are you always able to do what is needed, like wear special clothing or know about pesticides used, without the employer stopping you from doing those things? ☐ Yes ☒ No

39. Have you ever complained about something relating to pesticides and your work at the farm/greenhouse and been threatened to be fired? ☐ Yes ☒ No

40. Record details about any incidents of retaliation: N/A

GENERAL

41. Where do you come from? (Country or State of origin) P.R. & GUATEMALA

42. Is farm work your primary job? ☒ Yes ☐ No

43. Have you worked on farms before? ☒ Yes ☐ No

A. For how many years? 1 month

B. How many months out of the year do you work on farms? 6 months

C. How long have you worked at your present farm? 7 yrs & 1 yr

44. In what other states have you worked on farms? NONE
45. Do you think your working conditions have improved or changed over the last five years?
☒ Yes ☐ No
Are conditions on some farms better than others? ☒ Yes ☐ No
46. What crops have you worked on in the last two years? ONIONS, & URG. CROPS

Chemical Inventory

Chemical

1-Jan-11

Acrobat 50WP	1 Lb
Aca	2 Gallons
Assail	6 Lbs
Attach	9 Gallons
Awaken	2.5 Gallons
Basagran	2.75 Gallons
Bicep Lite II Magnum	5 Gallons
Bomaza	1 Gallon
Borasol	1.5 Gallons
Calcium	1 Gallon
Choice	8.5 Gallons
Copper Sulfate	30 Lbs
Cuprofix Ultra 40	30 Lbs
Curbit	2 Gallons
Curzate	3.5 Gallons
Callisto	1 Gallon
Dual Magnum	2 Gallons
Florel	1 Pint
Foliar Feed II	0.75 Gallon
Fulfill	8 Ounces
Herbimax	6.5 Gallons
Initiate 720	7.5 Gallons
Kocide 3000	42 Lbs
Lannate SP	4X8 Ounces
Lorox DF	20 Lbs
Lumax	10.5 Gallons
Macron	10 Lbs
Magnesium Dextro-Lac	5 Gallons
Makaze	7.5 Gallons
Manex	13.25 Gallons
Matrix	15 Ounces
Metasystox-R	1 Gallon
MSO CONC. W/ LECE-TECH	7.5 Gallons
Nutriphite Magnum 20-40-16	10 Gallons
Nutriphite P+K 0-28-26	5 Gallons
Option	60 Ounces
Oxidate	8 Gallons
Poast	1 Gallon
Previcur	7.5 Gallons
Prey	0.75 Gallon
Pro-Gibb	1 Quart
Procure	1 Quart
Quadris	1 Gallon
Quintec	30 Ounces
Rally 40WSP	5X4 Ounces
Rectify	5 Gallons

241-410 GU
 nutritional
 8033-23 GU
 surfactant
 nutritional
 7969-45-6630-66330 GU
 100-827 RU
 nutritional
 nutritional
 nutritional
 surfactant
 46923-4 RU
 70506-201 GU
 34704-610 GU
 352-592 GU
 100-1131 GU
 100-816 RU
 264-263-829 GU
 nutritional
 100-912 GU
 surfactant
 34704-881 GU
 352-662 GU
 252-342 RU (252-342 is not registered)
 352-686 GU
 100-1152 RU
 fertilizer
 nutritional
 34704-890 GU
 352-655 GU
 1677-158 GU
 10163-220 RU
 34704-07001 NR -> SURFACTANT
 nutritional
 nutritional
 264-685 GU
 70299-2 GU
 7969-58 GU
 264-678 RU
 34704-894 RU
 73049-15 GU
 400-518 RU
 100-1098 GU
 62719-375 GU
 62719-410 GU
 nutritional

Chemical Inventory

RiseR	17.5 Gallons
Sandea	2 Ounces
Simple Green	1 Gallon
Sniper 50 PVA (AZINPHOS METHYL)	1 Gallon
Starphite 2-0-16	5 Gallons
Stimplex	12.5 Gallons
Strategy	1.25 Gallons
Super Bio Ag Blend	7.5 Gallons
Superior Hume	1 Gallon
Sysstem-Cal 0-14-0	5 Gallons
Tactic	10 Gallons
Tank Cleaner	7 Lbs
Tanos	15 Lbs
Tech-Flo Hi-Mag	5 Gallons
Thionex	3.5 Gallons
Tombstone Helios	1 Gallon
Treflan	0.5 Gallon
Trisert K	2.5 Gallons
Ultra Gard	2 Gallons
Widow	1 Gallon
Zinc	2.5 Gallons
Provado	1 Quart

nutritional

10163-254 GU

~~6836-254-56782~~ 6836-140-56782

10163-180-34704 NR (SUSP. 2002)

nutritional

nutritional

34704-836 GU

nutritional

adjuvant

nutritional

surfactant

surfactant

352-604 GU

nutritional

66222-63 RU

34704-978 RU

34704-853 GU

nutritional

surfactant

34704-893 RU

fertilizer

264-763 RU

Inspection No. 04201140601
Applicator (farm) Richard Moses (Moses Farm)
43 Grandma Moses Road
Eagle Bridge, NY 12057
Date of Inspection 04-20-2011
Date of Report 04-21-2011

SPECIALIST'S NARRATIVE

On April 20, 2011 certified applicator records and agricultural use inspections were conducted at the above farm. Discussion was held with Mr. Richard Moses (Pesticide Applicator & Farm Owner). This farm was previously inspected on June 30, 2000.

I presented my credentials and issued a Notice of Inspection to Mr. Moses. The above farm has approximately 90 acres in vegetable production. According to Mr. Moses: at peak season he employs approximately 24 WPS workers; he (P5715503; Cat. 23; Exp. 12/21/2014) is the only certified pesticide applicator on the farm and he is the only person who applies pesticides on the farm.

Mr. Moses' pesticide application records were inspected and they appear to have been properly kept. Two of Mr. Moses' pesticide applications were inspected. On April 14, 2011 he applied 2.5 gallons of Lumax (EPA Reg. No. 100-1152) to 4 acres of sweet corn to control weeds and on June 30, 2010 he applied Lannate SP (EPA Reg. No. 352-342) on two acres of beans to control leaf hoppers. Label directions appear to have been followed.


The pesticide storage area was inspected and Mr. Moses provided a Chemical Inventory sheet. Pesticides are currently stored in the tool shed behind his home. The storage area was neat and well organized. The Urban and Residential Pesticide Control and Enforcement Program was discussed with Mr. Moses and an URPCEP checklist was completed. We also discussed his pesticide mixing and loading techniques. He said he always maintains an air gap between the top of the spray tank and the water hose but he has not been using a fixed pipe [**violation of 6NYCRR Part 325.2(c)**].

An EPA Worker Protection Standard (WPS) Tier I inspection of the above firm was conducted. Two workers were interviewed and no Worker Protection Standard violations were noted.

All aspects of the Bureau of Pesticide Management laws, rules and regulations which pertain to the above firm were discussed with Mr. Moses and by the close of the inspection Mr. Moses had received copies of the forms & documents initialed on the Inspection Report Cover Sheet [ICS (07/03)].

The registration status of the pesticides listed on Mr. Moses' Chemical Inventory sheet were checked at the Warrensburg DEC office on April 21, 2011. The NYSDEC registration for Sniper (EPA Reg. No. 10163-180-34704) was suspended on March 31, 2002.

I recommend sending a warning letter to Mr. Moses.


Brian A. Primeau
Pesticide Control Specialist 1
Region 5